

**ORDINANCE ADOPTING MODIFICATIONS TO CHAPTER 62, ARTICLE II, DIVISION 3, SECTION 62-126 and Section 62-127 OF THE DURHAM CITY CODE**

WHEREAS, the current City of Durham Code of Ordinances, § 62-126 and 62-127 does not explicitly express all the Public Works Department requirements that accompany the request for infrastructure acceptance, such as providing an infrastructure warranty and repair security.

NOW THEREFOR BE IT ORDAINED BY THE DURHAM CITY COUNCIL:

Repeal existing Chapter 62, Article II, Division 3, Sections 62-126 and 62-127 of the Durham City Code of Ordinances and replace them with the following:

- **Sec. 62-126. - Application for acceptance of infrastructure.**

Any person requesting street infrastructure acceptance by city council shall submit a request to public works on a form prepared by the department, accompanied by a fully executed one year infrastructure warranty and repair security on a form acceptable to the city. A street acceptance request includes a request to city council to accept any water, sanitary sewer, or storm drainage systems located within the street subject to the acceptance request.

Any person requesting water, sanitary sewer, or storm drainage system acceptance, when these items are located within dedicated public easements or state maintained streets, shall submit a request to public works on a form prepared by the department, accompanied by a fully executed one year infrastructure warranty and repair security on a form acceptable to the city.

(Code 1964, § 19-63; Code 1982, § 18-81; Ord. No. 14496, § 1, 9-3-2013)

- **Sec. 62-127. - Final acceptance.**

When an infrastructure acceptance request form has been submitted as required by section 62-126, and when all applicable requirements of this division have been met, the infrastructure, or portions thereof, shall be recommended for acceptance by the director of public works through the city manager to the city council. Only city council has the authority to accept infrastructure for maintenance by the city.

(Code 1964, § 19-65; Code 1982, § 18-82; Ord. No. 14496, § 1, 9-3-2013)